PATENT

Attorney Docket No.: DIVER1280

In re Application of: Short and Keller

Application No.: 08/876,276

Filed: June 16, 1997

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## In the Claims

This listing of claims will replace all prior versions, and listings, of claims in the application.

Upon entry of the present amendment, the claims will stand as follows:

Please amend claims 19 and 41 as follows:

Claims 1-18. (Cancelled)

19. (Currently Amended) A method for identifying a bioactivity or biomolecule of interest using high throughput screening of DNA comprising:

a) <u>normalizing the representation of organisms present in a sample containing</u> naturally occurring DNA from more than one organism to increase representation of rare species;

[[a]]b) contacting a bioactive substrate that is fluorescent in the presence of the bioactivity or biomolecule of interest with a library containing a plurality of clones containing naturally occurring the normalized DNA from more than one organism prepared in a), wherein each clone contains DNA from a single organism;

[[b]]c) screening the library with a fluorescent analyzer that detects bioactive fluorescence; and

[[c]]d) identifying clones detected as positive for bioactive fluorescence, wherein fluorescence is indicative of a naturally occurring DNA that encodes a bioactivity or biomolecule of interest.

- 20. (Previously Presented) The method of claim 19, further comprising obtaining DNA from a clone that is positive for an enzymatic activity of interest.
- 21. (Previously Presented) The method of claim 20, wherein the enzymatic activity of interest is from an enzyme selected from the group consisting of lipases, esterases, proteases,

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glycosidases, glycosyl transferases, phosphatases, kinases, diarylpropane peroxidases, epoxide hydrolases, nitrile hydratases, nitrilases, transaminases, amidases, and acylases.

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- 22. (Previously Presented) The method of claim 19, wherein the library is generated in a prokaryotic cell.
- 23. (Previously Presented) The method of claim 19, wherein the library contains at least about  $2 \times 10^6$  clones.
- 24. (Currently Amended) The method of claim 22, wherein the prokaryotic cell is gram negative.
- 25. (Previously Presented) The method of claim 19, wherein the clones are encapsulated in a gel microdrop.
- 26. (Previously Presented) The method of claim 19, wherein the analyzer screens up to about 15 million clones per hour.
- 27. (Previously Presented) The method of claim 19, wherein the clones are extremophiles.
- 28. (Previously Presented) The method of claim 27, wherein the extremophiles are thermophiles.
- 29. (Previously Presented) The method of claim 27, wherein the extremophiles are hyperthermophiles, psychrophiles, halophiles, psychrotrops, alkalophiles, or acidophiles.
- 30. (Previously Presented) The method of claim 19, wherein the bioactive substrate comprises staining reagent C12-fluorescein-di-D-galactopyranoside (C12FDG).

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The method of claim 19, wherein the bioactive substrate (Previously Presented) 31. comprises a lipophilic tail.

- (Previously Presented) The method of claim 19, wherein the clones and substrates are 32. heated to enhance contacting of the substrate with the clones.
- (Previously Presented) The method of claim 32, wherein the heating is to a temperature 33. of about 70°C.
- (Previously Presented) The method of claim 32, wherein the heating is for about 30 34. minutes.
- The method of claim 19, wherein the fluorescent analyzer 35. (Previously Presented) comprises a fluorescence activated cell sorting (FACS) apparatus.
- (Previously Presented) The method of claim 20, wherein the enzymatic activity of 36. interest encoded by the DNA is stable at a temperature of at least about 60°C.
- (Previously Presented) The method of claim 19, wherein the library is an expression 37. library.
- (Previously Presented) The method of claim 20, wherein the enzymatic activity of 38. interest encoded by the DNA possesses enhanced enzymatic activity of interest compared to that of a wild-type enzyme.
- (Previously Presented) The method of claim 19, wherein the method further comprises 39. biopanning the expression library prior to contacting with the substrate.
- (Previously Presented) The method of claim 19 further comprising obtaining DNA from 40. a clone identified in step c) that is positive for an enzymatic activity of interest and comparing

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the enzymatic activity of a DNA expression product from the clone with that obtained from such a clone into whose DNA at least one nucleotide mutation has been introduced, wherein a difference in enzymatic activity is indicative of the effect upon the enzymatic activity of interest caused by introduction of the at least one nucleotide mutation.

41. (Currently Amended) The method of claim 40, wherein the bioactivity enzyme encoded by the DNA possesses the bioactivity enzymatic activity of interest at a temperature at least 10 °C below the temperature of optimal activity of the bioactivity encoded by [[the]] a corresponding wild-type DNA.

Claim 42. (Cancelled)

- 43. (Previously Presented) The method of claim 19, wherein the library is a multispecies library.
- 44. (Previously Presented) The method of claim 43, wherein the library is generated from a mixed population of uncultured organisms.
- 45. (Previously Presented) The method of claim 43, wherein the library is generated from isolates.
- 46. (Previously Presented) The method of claim 40, wherein the mutation is introduced by error-prone PCR, oligonucleotide directed mutagenesis, assembly PCR, sexual PCR mutagenesis, in vivo mutagenesis, cassette mutagenesis, recursive ensemble mutagenesis and exponential ensemble mutagenesis.